

JURY WOULD QUIZ MR. GAYNOR, BUT HE IGNORES SUMMONS

Mayor and Mitchell Fail to Appear Before Queens Body, but Prendergast Does.

Comptroller William A. Prendergast did not go to Albany with the delegation which is to argue on the subway contracts before Gov. Sulzer. He wanted to go, but he was subpoenaed by the Queens County Grand Jury to be asked questions about the odorous tumble-down structure which serves as a jail in Long Island City. Mayor Gaynor and President John Purroy Mitchell of the Board of Aldermen were among the others subpoenaed. They were not as conscientious as the Comptroller about obeying the commands of the wrathful Grand Jury of Long Island City.

In the way of wrath, however, said Grand Jury had nothing on the Hon. William A. Prendergast. He bolted into the building and told the District Attorney's staff what he thought of the proceeding.

Subpoena Server A. L. McCormick reported to Assistant District Attorney Hetherington that he had served the Mayor at his home, No. 30 Eighth avenue, Brooklyn, at 8 o'clock last night after waiting three hours on the doorstep. The Mayor alighted from his automobile, said "Humph," and entered the house.

John Purroy Mitchell, who was served in his office yesterday, was far more eloquent. He rose from his chair, waved the subpoena at the ceiling and said angry things about the grade of intelligence of Queens County officials.

Borough President Steers of Brooklyn, Patrick A. Whitney, Commissioner of Correction, and Engineer C. A. Jayner were present to testify when Mr. Prendergast finished his address. Queens asked the Board of Estimate, through Commissioner Whitney, for \$2,000 recently to repair the jail, which has been condemned by commissions and Grand Jurors for years as a pesthouse in its sanitary conditions; also of the 100 cells, only forty can be bolted and locked.

Lawyer's Nerve Wins Stay. Amos Taft by Joining Sunday School Class to Get a Hearing. WASHINGTON, Jan. 31.—President Taft's admiration for the resourcefulness and "nerve" of a Washington lawyer has given Samuel W. Rauen, a convicted murderer, a chance for his life. E. P. Frey, the attorney, tried to get another hearing before the President but failed. He heard that a Sunday school class was to be received yesterday and immediately joined the class.

When he reached the President he threw himself and the life of the murderer on Mr. Taft's mercy. The President declined to reverse his decision, but later granted a reprieve for two weeks. Rauen last May shot his wife and then killed his brother.

Statenburg's Footmen Cops. PHILADELPHIA, Jan. 31.—At the home of E. T. Statenburg, partner of J. P. Morgan, two footmen, sworn in as special policemen, are on guard to keep away reporters and curiosity seekers. The Statenburgs recently were condemned in various quarters for their elaborate entertainments, at which, it was said, women smoked cigarettes.

FROM FARCE COMEDY TO THE PRIESTHOOD.

Michael Byrne of "8 Bells" Fame to Be Ordained After Four Years' Seclusion in Academy.

BALTIMORE, Jan. 31.—The mystery surrounding the sudden disappearance from the stage of Michael Byrne of the "8 Bells" fame has been cleared. He has been in seclusion at St. Francis' Academy in Loreto, Pa., for the past four years and will be ordained a priest in June next. His son, Dr. John F. Byrne, a practicing physician, admitted to-day that his father is studying for the priesthood. Michael Byrne, who is fifty-four years old, has two sons, one of them an actor. His daughter, Miss Beanie Byrne, is a trained nurse in New York.

After the death several years ago of his wife, Mr. Byrne decided to devote his life to religious work. He at first concluded to enter a monastery, but finally decided he could do better as a priest. It is stated that after his ordination he will be assigned to a parish in Atlanta.

Gets Bath and Misses Boat. Serafino Marconi of Fairview, N. J., who was going back to Italy with 800 in his belt, became too enthusiastic in waving goodbye to friends on the pier yesterday and fell overboard from the pier. A longshoreman fished him out with a boat hook. He wanted to go on board again, but the ship was in mid-stream. He must wait for the next steamer.

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